

1       **\*b0480/3.13\* SECTION 3516.** 445.105 (3) of the statutes is amended to read:

2       445.105 (3) Applications for funeral establishment permits shall be made on  
3 forms provided by the department and filed with the department and shall be  
4 accompanied by the initial credential fee specified under s. 440.05 (1) determined by  
5 the department under s. 440.03 (9) (a). The renewal date ~~and renewal fee~~ for a  
6 funeral establishment permit ~~are~~ is specified under s. 440.08 (2) (a), and the renewal  
7 fee for such permit is determined by the department under s. 440.03 (9) (a).

8       **\*b0480/3.13\* SECTION 3517.** 446.02 (4) of the statutes is amended to read:

9       446.02 (4) The renewal date ~~and renewal fee~~ for all licenses granted by the  
10 examining board ~~are~~ is specified under s. 440.08 (2) (a), and the renewal fee for such  
11 licenses is determined by the department under s. 440.03 (9) (a).

12       **\*b0480/3.13\* SECTION 3518.** 447.05 of the statutes is amended to read:

13       **447.05 Expiration and renewal.** Renewal applications shall be submitted  
14 to the department on a form provided by the department on or before the applicable  
15 renewal date specified under s. 440.08 (2) (a) and shall include the applicable  
16 renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department under s.  
17 440.03 (9) (a). The examining board may not renew a license to practice dental  
18 hygiene unless the applicant for renewal attests that he or she has complied with s.  
19 447.055 and any rules promulgated by the department under s. 447.055 and that he  
20 or she has a current certification in cardiopulmonary resuscitation.

21       **\*b0480/3.13\* SECTION 3519.** 448.07 (2) of the statutes is amended to read:

22       448.07 (2) FEES. The fees for examination and licenses granted ~~or renewed~~  
23 under this subchapter are specified in ss. s. 440.05, and 440.08 the renewal fee for  
24 such licenses is determined by the department under s. 440.03 (9) (a).

25       **\*b0480/3.13\* SECTION 3520.** 448.55 (2) of the statutes is amended to read:

1        448.55 (2) The renewal dates for licenses granted under this subchapter, other  
2        than temporary licenses granted under rules promulgated under s. 448.53 (2), are  
3        specified under s. 440.08 (2) (a). Renewal applications shall be submitted to the  
4        department on a form provided by the department and shall include the renewal fee  
5        ~~specified in s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a) and  
6        proof of compliance with the requirements established in any rules promulgated  
7        under sub. (3).

8        **\*b0480/3.13\* SECTION 3521.** 448.65 (2) (a) of the statutes is amended to read:

9        448.65 (2) (a) The renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the  
10       department under 440.03 (9) (a).

11       **\*b0480/3.13\* SECTION 3522.** 448.86 (2) of the statutes is amended to read:

12       448.86 (2) The renewal dates for certificates granted under this subchapter,  
13       other than temporary certificates granted under s. 448.80, are specified under s.  
14       440.08 (2) (a). Renewal applications shall be submitted to the department on a form  
15       provided by the department and shall include the renewal fee ~~specified in s. 440.08~~  
16       ~~(2) (a)~~ determined by the department under s. 440.03 (9) (a).

17       **\*b0480/3.13\* SECTION 3523.** 448.955 (2) (intro.) of the statutes is amended to  
18       read:

19       448.955 (2) (intro.) Renewal applications shall be submitted to the department  
20       on a form provided, subject to sub. (3), by the department and shall include the  
21       renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the department under s.  
22       440.03 (9) (a) and evidence satisfactory to the affiliated credentialing board that the  
23       licensee has all of the following:

24       **\*b0480/3.13\* SECTION 3524.** 448.967 (2) of the statutes is amended to read:

1           448.967 (2) The renewal dates for licenses granted under this subchapter are  
2           specified under s. 440.08 (2) (a). Renewal applications shall be submitted to the  
3           department on a form provided by the department and shall include the renewal fee  
4           specified in s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a) and  
5           a statement attesting compliance with the continuing education requirements  
6           established in rules promulgated under s. 448.965 (1) (b).

7           **\*b0480/3.13\* SECTION 3525.** 449.06 (1) of the statutes is amended to read:

8           449.06 (1) Persons practicing optometry shall, on or before the applicable  
9           renewal date specified under s. 440.08 (2) (a), register with the department, pay the  
10          applicable renewal fee specified under s. 440.08 (2) (a) determined by the department  
11          under s. 440.03 (9) (a), and provide evidence satisfactory to the examining board that  
12          he or she has complied with the rules promulgated under sub. (2m).

13          **\*-0905/3.84\* SECTION 3526.** 449.17 (8) of the statutes is amended to read:

14          449.17 (8) REIMBURSEMENT PROHIBITED. No optometrist may be reimbursed  
15          under s. 49.46 (2) (a) 3. or 49.471 (11) for any increase in charges or separate charge  
16          which is attributable to the use of topical ocular diagnostic pharmaceutical agents.

17          **\*b1248/1.8\* SECTION 3526a.** 450.01 (1p) of the statutes is created to read:

18          450.01 (1p) "Affiliated group" has the meaning given in section 1504 of the  
19          Internal Revenue Code.

20          **\*b1248/1.8\* SECTION 3526b.** 450.01 (1t) of the statutes is created to read:

21          450.01 (1t) "Authenticate" means to affirmatively verify, before wholesale  
22          distribution of a prescription drug occurs, that each transaction listed on a pedigree  
23          has occurred.

24          **\*b1248/1.8\* SECTION 3526c.** 450.01 (1x) of the statutes is created to read:

1           450.01 (1x) "Authorized distributor of record" means a wholesale distributor  
2           with whom a manufacturer has established an ongoing relationship to distribute the  
3           manufacturer's prescription drug. For purposes of this subsection, an ongoing  
4           relationship exists between a wholesale distributor and a manufacturer if all of the  
5           following apply:

6           (a) The wholesale distributor, including any affiliated group of the wholesale  
7           distributor, has in effect a written agreement with the manufacturer evidencing the  
8           ongoing relationship.

9           (b) The wholesale distributor, including any affiliated group of the wholesale  
10          distributor, is included in the manufacturer's current list of authorized distributors  
11          of record.

12          **\*b1248/1.8\* SECTION 3526d.** 450.01 (2m) of the statutes is created to read:

13          450.01 (2m) "Colicensed" means, with respect to a partner or product, that 2  
14          or more parties have the right to engage in marketing or manufacturing of a product  
15          consistent with the federal food and drug administration's implementation of the  
16          federal prescription drug marketing act.

17          **\*b1248/1.8\* SECTION 3526e.** 450.01 (9m) of the statutes is created to read:

18          450.01 (9m) "Drop shipment" means a sale of a prescription drug to a wholesale  
19          distributor by the manufacturer of the drug, by the manufacturer's colicensed  
20          product partner, by the manufacturer's 3rd party logistics provider, or by the  
21          manufacturer's exclusive distributor, to which all of the following apply:

22          (a) The wholesale distributor or chain pharmacy warehouse takes title to, but  
23          not physical possession of, the drug.

24          (b) The wholesale distributor invoices a pharmacy, a chain pharmacy  
25          warehouse, or a person authorized to dispense or administer the drug to a patient.

1 (c) The pharmacy, chain pharmacy warehouse, or person authorized to  
2 dispense or administer the drug receives delivery of the drug directly from the  
3 manufacturer, the manufacturer's 3rd party logistics provider, or the manufacturer's  
4 exclusive distributor.

5 **\*b1248/1.8\* SECTION 3526f.** 450.01 (11m) of the statutes is created to read:

6 450.01 (11m) "Facility" means a location where a wholesale distributor stores,  
7 handles, repackages, or offers for sale prescription drugs.

8 **\*b1248/1.8\* SECTION 3526g.** 450.01 (11r) of the statutes is created to read:

9 450.01 (11r) "Intracompany sales" means any transaction or transfer between  
10 any division, subsidiary, parent, or affiliated or related company under common  
11 ownership and control of a corporate entity or any transaction or transfer between  
12 colicensees of a colicensed product.

13 **\*b1248/1.8\* SECTION 3526h.** 450.01 (12) of the statutes is amended to read:

14 450.01 (12) "Manufacturer" means a person licensed by the board under s.  
15 450.07 (1) or approved by the federal food and drug administration to engage in the  
16 manufacture of drugs or devices, consistent with the definition of "manufacturer"  
17 under the federal food and drug administration's regulations and interpreted  
18 guidances implementing the federal prescription drug marketing act.

19 **\*b1248/1.8\* SECTION 3526i.** 450.01 (12m) of the statutes is created to read:

20 450.01 (12m) "Manufacturer's exclusive distributor" means a person that  
21 contracts with a manufacturer to provide or coordinate warehousing, distribution,  
22 or other services on behalf of the manufacturer and who takes title to the  
23 manufacturer's prescription drug but who does not have general responsibility to  
24 direct the sale or disposition of the drug.

25 **\*b1248/1.8\* SECTION 3526j.** 450.01 (13r) of the statutes is created to read:

1           450.01 (13r) (a) "Normal distribution channel" means a chain of custody for a  
2           prescription drug that runs, directly or by drop shipment, from the manufacturer of  
3           a drug, from the manufacturer to the manufacturer's colicensed partner, from the  
4           manufacturer to the manufacturer's 3rd-party logistics provider, or from the  
5           manufacturer to the manufacturer's exclusive distributor, and continues as  
6           described in any of the following:

7           1. To a pharmacy or to a person authorized to dispense or administer a drug to  
8           a patient.

9           2. To an authorized distributor of record, and then to a pharmacy or to a person  
10          authorized to dispense or administer a drug to a patient.

11          3. To an authorized distributor of record, then to one other authorized  
12          distributor of record, then to an office-based practitioner.

13          4. To a pharmacy warehouse to the pharmacy warehouse's intracompany  
14          pharmacy, then to a patient or to a person authorized to dispense or administer a  
15          drug to a patient.

16          5. To an authorized distributor of record, then to a pharmacy warehouse, then  
17          to the pharmacy warehouse's intracompany pharmacy, then to a patient or to a  
18          person authorized to dispense or administer a drug to a patient.

19          (b) For purposes of this subsection, a distribution of a prescription drug to a  
20          warehouse or to another entity that redistributes the drug by intracompany sale to  
21          a pharmacy or to another person authorized to dispense or administer the drug  
22          constitutes a distribution to the pharmacy or to the person authorized to dispense or  
23          administer the drug.

24          **\*b1248/1.8\* SECTION 3526k.** 450.01 (14m) of the statutes is created to read:

1           450.01 (14m) "Pedigree" means a document or electronic file containing  
2 information that records each distribution of a prescription drug.

3           **\*b1248/1.8\* SECTION 3526km.** 450.01 (15m) of the statutes is created to read:

4           450.01 (15m) "Pharmacy warehouse" means a physical location for  
5 prescription drugs that acts as a central warehouse and performs intracompany  
6 sales.

7           **\*b1248/1.8\* SECTION 3526kr.** 450.01 (20) of the statutes is amended to read:

8           450.01 (20) "Prescription drug" means all of the following, but does not include  
9 blood, blood components intended for transfusion, or biological products that are also  
10 medical devices:

11           (a) ~~Any A~~ drug, drug product, or drug-containing preparation ~~which~~ that is  
12 subject to 21 USC 353 (b) or 21 CFR 201.105.

13           (b) ~~Any A~~ controlled substance included in schedules II to V of ch. 961, whether  
14 by statute or rule, except ~~substances which~~ a substance that by law may be dispensed  
15 without the prescription order of a practitioner. Controlled substances are included  
16 within this definition for purposes of s. 450.11 (3), (4) (a), and (8) only and for  
17 violations thereof punishable under s. 450.11 (9).

18           **\*b1248/1.8\* SECTION 3526L.** 450.01 (21e) of the statutes is created to read:

19           450.01 (21e) "Repackage" means to repack or otherwise change the container,  
20 wrapper, or label of a prescription drug, except that "repackage" does not include any  
21 of the following:

22           (a) An action by a pharmacist with respect to a prescription drug that the  
23 pharmacist is dispensing.

24           (b) An action by a pharmacist who receives a prescription drug or device that  
25 the pharmacist dispensed to a patient, if, after altering the packaging or labeling of

1 the prescription drug or device, the pharmacist returns the prescription drug or  
2 device to the patient.

3 **\*b1248/1.8\* SECTION 3526m.** 450.01 (21m) of the statutes is created to read:

4 450.01 (21m) "Repackager" means a person that repackages.

5 **\*b1248/1.8\* SECTION 3526n.** 450.01 (21s) of the statutes is created to read:

6 450.01 (21s) "Third party logistics provider" means a person that contracts  
7 with a prescription drug manufacturer to provide or coordinate warehousing,  
8 distribution, or other services on behalf of the manufacturer but that does not take  
9 title to the manufacturer's prescription drug or have general responsibility to direct  
10 the prescription drug's sale or disposition.

11 **\*b1248/1.8\* SECTION 3526o.** 450.01 (23) of the statutes is created to read:

12 450.01 (23) "Wholesale distribution" means distribution of a prescription drug  
13 to a person other than a consumer or patient, but does not include any of the  
14 following:

15 (a) Intracompany sales of prescription drugs.

16 (b) The sale, purchase, distribution, trade, or transfer of a prescription drug or  
17 offer to sell, purchase, distribute, trade, or transfer a prescription drug for emergency  
18 medical reasons.

19 (c) The distribution of prescription drug samples, if the distribution is  
20 permitted under 21 CFR 353 (d).

21 (d) Drug returns, when conducted by a hospital, health care entity, or  
22 charitable institution as provided in 21 CFR 203.23.

23 (e) The sale of minimal quantities, as defined by the board in an administrative  
24 rule, of prescription drugs by retail pharmacies to licensed practitioners for office  
25 use.



1 (f) The sale, purchase, or trade of a drug, an offer to sell, purchase, or trade a  
2 drug, or the dispensing of a drug pursuant to a prescription.

3 (g) The sale, transfer, merger, or consolidation of all or part of the business of  
4 a pharmacy from or with another pharmacy, whether accomplished as a purchase  
5 and sale of stock or business assets.

6 (h) The sale, purchase, distribution, trade, or transfer of a prescription drug  
7 from one authorized distributor of record to one additional authorized distributor of  
8 record, if the manufacturer states in writing to the receiving authorized distributor  
9 of record that the manufacturer is unable to supply the drug and the supplying  
10 authorized distributor of record states in writing that the drug has previously been  
11 exclusively in the normal distribution channel.

12 (i) The delivery of, or offer to deliver, a prescription drug by a common carrier  
13 solely in the common carrier's usual course of business of transporting prescription  
14 drugs, if the common carrier does not store, warehouse, or take legal ownership of  
15 the drug.

16 (j) A transaction excluded from the definition of "wholesale distribution" under  
17 21 CFR 203.3 (cc).

18 (k) The donation or distribution of a prescription drug under s. 255.056.

19 (L) The transfer from a retail pharmacy or pharmacy warehouse of an expired,  
20 damaged, returned, or recalled prescription drug to the original manufacturer or  
21 original wholesale distributor or to a 3rd-party returns processor or reverse  
22 distributor.

23 (m) The return of a prescription drug, if the return is authorized by the law of  
24 this state.

25 **\*b1248/1.8\* SECTION 3526p.** 450.01 (24) of the statutes is created to read:

1           450.01 (24) "Wholesale distributor" means a person engaged in the wholesale  
2 distribution of prescription drugs, including manufacturers, repackagers, own-label  
3 distributors, private label distributors, jobbers, brokers, warehouses, including  
4 manufacturers' and distributors' warehouses, manufacturers' exclusive  
5 distributors, manufacturers' authorized distributors of record, prescription drug  
6 wholesalers and distributors, independent wholesale prescription drug traders, 3rd  
7 party logistics providers, retail pharmacies that conduct wholesale distribution, and  
8 chain pharmacy warehouses that conduct wholesale distribution.

9           **\*b0480/3.14\* SECTION 3527.** 450.06 (2) (c) of the statutes is amended to read:  
10           450.06 (2) (c) The initial credential fee under s. 440.05 (1) determined by the  
11 department under s. 440.03 (9) (a) is paid.

12           **\*b0480/3.14\* SECTION 3528.** 450.065 (2) (d) of the statutes is amended to read:  
13           450.065 (2) (d) Pays the initial credential fee under s. 440.05 (1) determined  
14 by the department under s. 440.03 (9) (a).

15           **\*b1248/1.9\* SECTION 3530a.** 450.07 (title) of the statutes is amended to read:  
16           **450.07 (title) Manufacturers and distributors; licensure.**

17           **\*b0480/3.15\* SECTION 3530at.** 450.07 (1) of the statutes is amended to read:  
18           450.07 (1) No person may engage in manufacturing in this state unless the  
19 person obtains a manufacturer's license from the board. For the issuance of a license  
20 under this subsection, the applicant shall pay the initial credential fee specified in  
21 s. 440.05 (1) determined by the department under s. 440.03 (9) (a).

22           **\*b1248/1.10\* SECTION 3530b.** 450.07 (2) of the statutes is repealed.

23           **\*b1248/1.10\* SECTION 3530c.** 450.07 (3) of the statutes is repealed.

24           **\*b1248/1.10\* SECTION 3530d.** 450.07 (4) (c) of the statutes is created to read:

1           450.07 (4) (c) The rules adopted by the board under par. (b) shall require a  
2           manufacturer to maintain and to update at least once per month a list of the  
3           manufacturer's authorized distributors of record.

4           **\*b1248/1.10\* SECTION 3530e.** 450.071 of the statutes is created to read:

5           **450.071 Wholesale distributors; licensure.** (1) No person may engage in  
6           the wholesale distribution of a prescription drug in this state without obtaining a  
7           license from the board for each facility from which the person distributes  
8           prescription drugs. The board shall exempt a manufacturer that distributes  
9           prescription drugs or devices manufactured by the manufacturer from licensing and  
10          other requirements under this section to the extent the license or requirement is not  
11          required under federal law or regulation, unless the board determines that it is  
12          necessary to apply a requirement to a manufacturer.

13          (2) An applicant shall submit a form provided by the board showing all of the  
14          following and swear or affirm the truthfulness of each item in the application:

15               (a) The name, business address, and telephone number of the applicant.

16               (b) All trade or business names used by the applicant.

17               (c) Names, addresses, and telephone numbers of contact persons for all  
18          facilities used by the applicant for the storage, handling, and distribution of  
19          prescription drugs.

20               (d) The type of ownership or operation for the applicant's business.

21               (e) If the applicant's wholesale distribution business is a partnership, the name  
22          of each partner and the name of the partnership.

23               (f) If the applicant's wholesale distribution business is a corporation, the name  
24          of each corporate officer and director, the name of the corporation, and the state of  
25          incorporation.

1 (g) If the applicant's wholesale distribution business is a sole proprietorship,  
2 the name of the sole proprietor and the name of the business entity.

3 (h) A list of all licenses and permits issued to the applicant by any other state  
4 that authorizes the applicant to purchase or possess prescription drugs.

5 (i) The name, address, and telephone number of a designated representative.

6 (j) For the person listed in par. (i), a personal information statement that  
7 contains all of the following:

8 1. The person's date and place of birth.

9 2. The person's places of residence for the 7-year period immediately preceding  
10 the date of the application.

11 3. The person's occupations, positions of employment, and offices held during  
12 the 7-year period immediately preceding the date of the application.

13 4. The name and addresses for each business, corporation, or other entity listed  
14 in subd. 3.

15 5. A statement indicating whether the person has been, during the 7-year  
16 period immediately preceding the date of the application, the subject of any  
17 proceeding for the revocation of any business or professional license and the  
18 disposition of the proceeding.

19 6. A statement indicating whether the person has been, during the 7-year  
20 period immediately preceding the date of the application, enjoined by a court, either  
21 temporarily or permanently, from possessing, controlling, or distributing any  
22 prescription drug, and a description of the circumstances surrounding the  
23 injunction.

24 7. A description of any involvement by the person during the past 7 years with  
25 any business, including investments other than the ownership of stock in a publicly

1 traded company or mutual fund, that manufactured, administered, prescribed,  
2 distributed, or stored pharmaceutical products or drugs, and a list of any lawsuits  
3 in which such a business was named as a party.

4 8. A description of any misdemeanor or felony criminal offense of which the  
5 person was, as an adult, found guilty, whether adjudication of guilt was withheld or  
6 the person pleaded guilty or no contest. If the person is appealing a criminal  
7 conviction, the application shall include a copy of the notice of appeal, and the  
8 applicant shall submit a copy of the final disposition of the appeal not more than 15  
9 days after a final disposition is reached.

10 9. A photograph of the person taken within the 12-month period immediately  
11 preceding the date of the application.

12 (k) A statement that each facility used by the applicant for the wholesale  
13 distribution of prescription drugs has been inspected in the 3-year period  
14 immediately preceding the date of the application by the board, a pharmacy  
15 examining board of another state, the National Association of Boards of Pharmacy,  
16 or another accrediting body recognized by the board, with the date of each such  
17 inspection.

18 (3) The board shall grant a license to the applicant to engage in the wholesale  
19 distribution of prescription drugs if all of the following apply:

20 (a) The applicant pays the fee under s. 440.05 (1) (a), except that before June  
21 1, 2010, the amount of the initial fee is \$350.

22 (b) The inspections conducted pursuant to sub. (2) (k) satisfy requirements  
23 adopted by the board for wholesale distribution facilities.

24 (c) All of the following apply to each person identified by the applicant as a  
25 designated representative:

1           1. The person is at least 21 years old.

2           2. The person has been employed full time for at least 3 years in a pharmacy  
3 or with a wholesale prescription drug distributor in a capacity related to the  
4 dispensing and distribution of, and record keeping related to, prescription drugs.

5           3. The person is employed by the applicant full time in a managerial level  
6 position.

7           4. The person is physically present at the wholesale prescription drug  
8 distributor's facility during regular business hours and is involved in and aware of  
9 the daily operation of the wholesale prescription drug distributor. This subdivision  
10 does not preclude the designated representative from taking authorized sick leave  
11 and vacation time or from being absent from the facility for other authorized  
12 business or personal purposes.

13           5. The person is actively involved in and aware of the daily operations of the  
14 wholesale distributor.

15           6. The person is a designated representative for only one applicant at any given  
16 time. This subdivision does not apply if more than one wholesale distributor is  
17 located at the facility and the wholesale distributors located at the facility are  
18 members of an affiliated group.

19           7. The person has not been convicted of violating any federal, state, or local law  
20 relating to wholesale or retail prescription drug distribution or distribution of a  
21 controlled substance.

22           8. The person has not been convicted of a felony.

23           9. The person submits to the department 2 fingerprint cards, each bearing a  
24 complete set of the applicant's fingerprints. The department of justice shall provide  
25 for the submission of the fingerprint cards to the federal bureau of investigation for

1 the purposes of verifying the identity of the applicant and obtaining the applicant's  
2 criminal arrest and conviction record. This subdivision does not apply to a person  
3 accredited by the national association of boards of pharmacy's verified-accredited  
4 wholesale distributor program.

5 (3m) Notwithstanding subs. (2) and (3), the board may grant a license to  
6 engage in the wholesale distribution of prescription drugs to a person who is  
7 domiciled in another state and is licensed to engage in the wholesale distribution of  
8 prescription drugs in another state, if the board determines that the standards for  
9 licensure in the state in which the person is licensed are at least as stringent as the  
10 standards for licensure under this section.

11 (4) The board may set, by rule, continuing education requirements for  
12 designated representatives under this section.

13 (5) (a) The board shall require every wholesale distributor to submit a surety  
14 bond acceptable to the board in an amount not to exceed \$100,000 or other equivalent  
15 means of security acceptable to the board, except that the board shall not require  
16 submission of a bond or other security under this subsection by a chain pharmacy  
17 warehouse that is engaged only in intracompany transfers. A wholesale distributor  
18 that operates more than one facility is not required to submit a bond or other security  
19 under this paragraph for each facility.

20 (b) The bond or other security under this subsection shall be used to secure  
21 payment of fees or costs that relate to the issuance of a license under this section and  
22 that have not been paid within 30 days after the fees or costs have become final. No  
23 claim may be made against a wholesale distributor's bond or other security under  
24 this subsection more than one year after the date on which the wholesale  
25 distributor's license expires.

1           (6) Applications for licensure under this section are not subject to inspection  
2           or copying under s. 19.35, and may not be disclosed to any person except as necessary  
3           for compliance with and enforcement of the provisions of this chapter.

4           **\*b1248/1.10\* SECTION 3530eg.** 450.071 (3) (a) of the statutes, as created by  
5           2007 Wisconsin Act .... (this act), is amended to read:

6           450.071 (3) (a) The applicant pays the fee under s. 440.05 (1) (a), ~~except that~~  
7           ~~before June 1, 2010, the amount of the initial fee is \$350.~~

8           **\*b1248/1.10\* SECTION 3530g.** 450.072 of the statutes is created to read:

9           **450.072 Wholesale distributors; restrictions on transactions.** (1) A  
10          wholesale distributor shall receive prescription drug returns or exchanges from a  
11          pharmacy, a person authorized to administer or dispense drugs, or a pharmacy's  
12          intracompany warehouse pursuant to the terms and conditions of the agreement  
13          between the wholesale distributor and the pharmacy or chain pharmacy warehouse.  
14          A wholesale distributor that receives returns of expired, damaged, recalled, or  
15          otherwise nonsaleable prescription drugs may distribute the prescription drugs only  
16          to the original manufacturer of the products or to a 3rd party returns processor.  
17          Notwithstanding s. 450.073, returns or exchanges of saleable or nonsaleable  
18          prescription drugs, including any redistribution by a receiving wholesaler, are not  
19          subject to pedigree requirements under s. 450.073 if the returns or exchanges are  
20          exempt from the pedigree requirement under the federal food and drug  
21          administration's current guidance on the federal prescription drug marketing act.  
22          A person licensed under s. 450.071 or a pharmacy or other person authorized to  
23          administer or dispense drugs shall ensure that the person or pharmacy's return  
24          process is secure and does not permit the entry of adulterated and counterfeit  
25          products.



1           (2) (a) A manufacturer or wholesale distributor may not deliver prescription  
2       drugs to a person unless the person is licensed under s. 450.071 or 450.06 or by the  
3       appropriate licensing authority of another state. A manufacturer or wholesale  
4       distributor may not deliver prescription drugs to a person that is not known to the  
5       manufacturer or wholesale distributor unless the manufacturer or wholesale  
6       distributor has verified with the board or with the licensing authority of the state in  
7       which the person is located that the person is licensed to receive prescription drugs.

8           (b) A manufacturer or wholesale distributor may distribute a prescription drug  
9       only to the premises listed on the person's license or authorization, except that a  
10      manufacturer or wholesale distributor may distribute the prescription drugs to an  
11      authorized agent of the person at the premises of the manufacturer or wholesale  
12      distributor if all of the following are true:

13          1. The manufacturer or wholesale distributor documents the authorized  
14      agent's name and address.

15          2. Distribution to an authorized agent is necessary to promote or protect the  
16      immediate health or safety of the authorized agent's patient.

17          (c) A manufacturer or wholesale distributor may distribute a prescription drug  
18      to a hospital pharmacy receiving area if a licensed pharmacist or another authorized  
19      recipient signs, at the time of the distribution, a receipt that shows the type and  
20      quantity of prescription drugs distributed. If there is a discrepancy between the type  
21      and quantity of prescription drugs indicated on the receipt and the type and quantity  
22      of prescription drugs received at the hospital pharmacy receiving area, the  
23      discrepancy shall be reported to the manufacturer or wholesale distributor that  
24      distributed the prescription drugs no later than the day immediately following the

1 date on which the prescription drugs were distributed to the hospital pharmacy  
2 receiving area.

3 (d) No manufacturer or wholesale distributor may accept payment for, or allow  
4 the use of, a person's credit to establish an account for the purchase of a prescription  
5 drug from any person other than the owner of record, the chief executive officer, or  
6 the chief financial officer identified on the license or authorization of a person who  
7 may receive prescription drugs. Any account established for the purchase of  
8 prescription drugs shall bear the name of the licensed or authorized person.

9 **\*b1248/1.10\* SECTION 3530h.** 450.073 of the statutes is created to read:

10 **450.073 Wholesale distributors; pedigree.** (1) A wholesale distributor  
11 shall establish and maintain a pedigree for each prescription drug that leaves, or has  
12 ever left, the normal distribution channel. Before a wholesale distribution of a  
13 prescription drug leaves the normal distribution channel, a wholesale distributor  
14 shall provide a copy of the pedigree to the person receiving the drug. This section  
15 does not apply to a retail pharmacy or pharmacy intracompany warehouse unless the  
16 pharmacy or pharmacy intracompany warehouse engages in the wholesale  
17 distribution of prescription drugs.

18 (2) A pedigree shall contain all necessary identifying information concerning  
19 each sale in the chain of the distribution of the prescription drug from the  
20 manufacturer of the prescription drug or the manufacturers 3rd-party logistics  
21 provider, colicensed product partner, or exclusive distributor until final sale or  
22 distribution to a pharmacy or a person dispensing or distributing the prescription  
23 drug. The pedigree shall include all of the following:

1 (a) The name, address, telephone number, and, if available, electronic mail  
2 address of each recipient or distributor of the prescription drug in the chain of  
3 distribution, until the final sale or distribution described in sub. (2) (intro.).

4 (b) The name and address of each facility from which the prescription drug was  
5 distributed, if different from the address provided in par. (a).

6 (c) The date of each distribution.

7 (d) A certification that every recipient has authenticated the pedigree before  
8 distribution of the prescription drug to the next point in the chain of distribution.

9 (e) The name, dosage strength, size and number of containers, lot number, and  
10 name of the manufacturer for each prescription drug.

11 (3) The board shall promulgate rules implementing an electronic track and  
12 trace pedigree system. Not later than July 1, 2010, the board shall determine the  
13 date on which the system will be implemented. The system may not be implemented  
14 before July 1, 2011, and the board may delay the implementation date in increments  
15 if the board determines that the technology to implement the system is not yet  
16 universally available across the prescription drug supply chain or is not capable of  
17 adequately protecting patient safety.

18 (4) A person who is engaged in the wholesale distribution of a prescription  
19 drug, including a repackager but not including the original manufacturer of the  
20 prescription drug, who possesses a pedigree for the prescription drug, and who  
21 intends to further distribute the prescription drug, shall verify that each transaction  
22 recorded on the pedigree has occurred before the person may distribute the  
23 prescription drug.

24 (5) (a) A pedigree shall be maintained by a person who purchases prescription  
25 drugs identified in the pedigree and by a wholesale distributor who distributes

1 prescription drugs identified in the pedigree for not less than 3 years from the date  
2 of sale or distribution.

3 (b) A person maintaining a pedigree under par. (a) shall make the pedigree  
4 available for inspection or use by a law enforcement officer within 7 days after the  
5 law enforcement officer's request.

6 \*b1248/1.10\* SECTION 3530i. 450.074 of the statutes is created to read:

7 **450.074 Wholesale distributors; prohibited actions, enforcement,**  
8 **penalties. (1)** If the board finds that there is a reasonable probability that a  
9 wholesale distributor, other than a manufacturer, has done any of the following, that  
10 continued distribution of a prescription drug involved in the occurrence could cause  
11 death or serious adverse health consequences, and that additional procedures would  
12 result in an unreasonable delay, the board shall issue an order requiring that  
13 distribution of a prescription drug in this state cease immediately:

14 (a) Violated a provision of ss. 450.071 to 450.073.

15 (b) Falsified a pedigree or sold, distributed, transferred, manufactured,  
16 repackaged, handled, or held a counterfeit prescription drug intended for human  
17 use.

18 (2) If the board issues an order under sub. (1), the board shall provide the  
19 person who is the subject of the order an opportunity for an informal hearing not  
20 more than 10 days after the date on which the order is issued. If, after a hearing, the  
21 board determines that the order was issued without sufficient grounds, the board  
22 shall vacate the order.

23 (3) Any person who knowingly does any of the following is guilty of a Class H  
24 felony:

25 (a) Fails to obtain a license required under s. 450.071.

1 (b) Purchases or otherwise receives a prescription drug from a pharmacy in  
2 violation of s. 450.072 (1).

3 (c) Violates s. 450.072 (2) (a), if the person is required to obtain a license under  
4 s. 450.071.

5 (d) Violates s. 450.072 (2) (b).

6 (e) Violates s. 450.072 (2) (d).

7 (f) Violates s. 450.073.

8 (g) Provides false or fraudulent records to, or makes a false or fraudulent  
9 statement to, the board, a representative of the board, or a federal official.

10 (h) Obtains or attempts to obtain a prescription drug by fraud, deceit, or  
11 misrepresentation, or engages in misrepresentation or fraud in the distribution of  
12 a prescription drug.

13 (i) Manufactures, repackages, sells, transfers, delivers, holds, or offers for sale  
14 a prescription drug that is adulterated, misbranded, counterfeit, suspected of being  
15 counterfeit, or otherwise unfit for distribution, except for wholesale distribution by  
16 a manufacturer of a prescription drug that has been delivered into commerce  
17 pursuant to an application approved by the federal food and drug administration.

18 (j) Adulterates, misbrands, or counterfeits a prescription drug, except for  
19 wholesale distribution by a manufacturer of a prescription drug that has been  
20 delivered into commerce pursuant to an application approved by the federal food and  
21 drug administration.

22 (k) Receives a prescription drug that has been adulterated, misbranded, stolen,  
23 obtained by fraud or deceit, counterfeited, or suspected of being counterfeited, and  
24 delivers or proffers such a drug.

1 (L) Alters, mutilates, destroys, obliterates, or removes any part of the labeling  
2 of a prescription drug or commits another act that results in the misbranding of a  
3 prescription drug.

4 (4) Subsection (3) does not apply to a prescription drug manufacturer or an  
5 agent of a prescription drug manufacturer, if the manufacturer or agent is obtaining  
6 or attempting to obtain a prescription drug for the sole purpose of testing the  
7 authenticity of the prescription drug.

8 \*b0480/3.17\* SECTION 3531. 450.08 (2) (a) of the statutes is amended to read:

9 450.08 (2) (a) A pharmacist's license may be renewed by complying with  
10 continuing education requirements under s. 450.085 and paying the applicable fee  
11 ~~specified under s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a)  
12 on or before the applicable renewal date specified under s. 440.08 (2) (a). Failure to  
13 obtain renewal within the time period specified under this paragraph terminates the  
14 right of the person to be licensed as a pharmacist, and such right can only be acquired  
15 by passing an examination to the satisfaction of the board.

16 \*b0480/3.17\* SECTION 3532. 450.08 (2) (b) of the statutes is amended to read:

17 450.08 (2) (b) A pharmacy, manufacturer's or distributor's license may be  
18 renewed by paying the applicable fee ~~specified under s. 440.08 (2) (a)~~ determined by  
19 the department under s. 440.03 (9) (a) on or before the applicable renewal date  
20 specified under s. 440.08 (2) (a).

21 \*b0480/3.17\* SECTION 3533. 451.04 (4) of the statutes is amended to read:

22 451.04 (4) EXPIRATION AND RENEWAL. Renewal applications shall be submitted  
23 to the department on a form provided by the department on or before the applicable  
24 renewal date specified under s. 440.08 (2) (a) and shall include the applicable

1 renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department under s.  
2 440.03 (9) (a).

3 **\*b0480/3.17\* SECTION 3534.** 452.025 (1) (c) of the statutes is amended to read:

4 452.025 (1) (c) Each application for registration as a time-share salesperson  
5 shall be accompanied by an initial credential fee ~~specified in s. 440.05 (1)~~ determined  
6 by the department under s. 440.03 (9) (a) or the applicable renewal fee specified  
7 under s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a),  
8 whichever is appropriate.

9 **\*b0480/3.17\* SECTION 3535.** 452.025 (5) (b) of the statutes is amended to read:

10 452.025 (5) (b) An application to renew a certificate of registration granted  
11 under this section shall be submitted with the applicable renewal fee ~~specified under~~  
12 s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a) on or before the  
13 applicable renewal date specified under s. 440.08 (2) (a).

14 **\*b0480/3.17\* SECTION 3536.** 452.10 (3) of the statutes is amended to read:

15 452.10 (3) The fees for examinations and licenses granted ~~or renewed~~ under  
16 this chapter are specified under ~~ss. s. 440.05, and 440.08~~ the renewal fee for such  
17 licenses is determined by the department under s. 440.03 (9) (a).

18 **\*b0480/3.17\* SECTION 3537.** 452.12 (2) (c) of the statutes is amended to read:

19 452.12 (2) (c) Application for a business entity license shall be made on forms  
20 prescribed by the department, listing the names and addresses of all business  
21 representatives, and shall be accompanied by the initial credential fee ~~specified in~~  
22 s. 440.05 (1) determined by the department under s. 440.03 (9) (a). If there is a  
23 change in any of the business representatives, the change shall be reported to the  
24 department, on the same form, within 30 days after the effective date of the change.

25 **\*b0480/3.17\* SECTION 3538.** 452.12 (5) (a) of the statutes is amended to read:

1           452.12 (5) (a) Renewal applications for all licenses shall be submitted with the  
2           applicable renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department  
3           under s. 440.03 (9) (a) on or before the applicable renewal date specified under s.  
4           440.08 (2) (a).

5           **\*b0480/3.17\* SECTION 3539.** 452.12 (6) (e) 1. of the statutes is amended to read:

6           452.12 (6) (e) 1. If a person has registered as an inactive licensee before  
7           November 1, 1990, the department shall reinstate the person's original license if that  
8           person applies to the department for reinstatement of his or her original license, pays  
9           the fees fee specified under s. 440.05 (1) (a) ~~and (b)~~, passes an examination under s.  
10          452.09 (3) and completes the education requirements established by the department  
11          under par. (f).

12          **\*b0480/3.17\* SECTION 3540.** 452.12 (6) (e) 2. of the statutes is amended to read:

13          452.12 (6) (e) 2. If a person has registered as an inactive licensee on or after  
14          November 1, 1990, the department shall reinstate the person's original license if that  
15          person applies to the department for reinstatement of his or her original license, pays  
16          the renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department under  
17          s. 440.03 (9) (a) for the original license and completes 12 hours of continuing  
18          education as established by the department under par. (f). A person who is eligible  
19          for reinstatement of his or her original license under this subdivision shall complete  
20          the requirements for reinstatement under this subdivision before January 1, 1996,  
21          or within 5 years after the date on which the person registered as an inactive licensee,  
22          whichever is later.

23          **\*b0480/3.17\* SECTION 3541.** 453.062 (1) of the statutes is amended to read:

24          453.062 (1) RENEWAL. The renewal dates ~~and renewal fees~~ for veterinary  
25          licenses and veterinary technician certifications are specified under s. 440.08 (2) (a),



1 and the renewal fees for such licenses and certifications are determined by the  
2 department under s. 440.03 (9) (a).

3 **\*b0480/3.17\* SECTION 3542.** 454.06 (1) (a) of the statutes is amended to read:

4 454.06 (1) (a) The applicant pays the initial credential fee specified in s. 440.05  
5 (1) determined by the department under s. 440.03 (9) (a), except as provided in s.  
6 454.13 (1).

7 **\*b0480/3.17\* SECTION 3543.** 454.06 (8) of the statutes is amended to read:

8 454.06 (8) EXPIRATION AND RENEWAL. The renewal date ~~and renewal fee~~ for  
9 licenses issued under subs. (2) to (6) ~~are~~ is specified under s. 440.08 (2) (a), and the  
10 renewal fees for such licenses are determined by the department under s. 440.03 (9)  
11 (a).

12 **\*b0480/3.17\* SECTION 3544.** 454.08 (3) of the statutes is amended to read:

13 454.08 (3) The examining board shall issue an establishment license to any  
14 person who pays the initial credential fee specified in s. 440.05 (1) determined by the  
15 department under s. 440.03 (9) (a) and who satisfies the requirements established  
16 by the examining board by rule, including proof of ownership of the business. Any  
17 change of ownership shall be reported to the examining board by the new owner  
18 within 5 days after the change of ownership.

19 **\*b0480/3.17\* SECTION 3545.** 454.08 (9) of the statutes is amended to read:

20 454.08 (9) The renewal date ~~and renewal fee~~ for licenses issued under this  
21 section ~~are~~ is specified under s. 440.08 (2) (a), and the renewal fee for such licenses  
22 is determined by the department under s. 440.03 (9) (a).

23 **\*b0480/3.17\* SECTION 3546.** 455.06 of the statutes is amended to read:

24 **455.06 Renewals.** The renewal date ~~and renewal fee~~ for licenses issued under  
25 s. 455.04 (1) and (4) ~~are~~ is specified under s. 440.08 (2) (a), and the renewal fee for

1 such licenses is determined by the department under s. 440.03 (9) (a). An applicant  
2 for renewal of a license shall include with his or her application proof of completion  
3 of continuing education programs or courses approved under s. 455.065 (4) for the  
4 minimum number of hours required in the rules promulgated under s. 455.065 (1).

5 **\*b0480/3.17\* SECTION 3547.** 455.07 (2) of the statutes is amended to read:

6 455.07 (2) The fee for renewal of a license under this chapter is specified under  
7 s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a).

8 **\*b0480/3.17\* SECTION 3548.** 456.07 (2) of the statutes is amended to read:

9 456.07 (2) The application for a new certificate of registration shall include the  
10 applicable renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department  
11 under s. 440.03 (9) (a) and evidence satisfactory to the examining board that during  
12 the biennial period immediately preceding application for registration the applicant  
13 has attended a continuation education program or course of study. During the time  
14 between initial licensure and commencement of a full 2-year licensure period new  
15 licensees shall not be required to meet continuing education requirements. All  
16 registration fees are payable on or before the applicable renewal date specified under  
17 s. 440.08 (2) (a).

18 **\*b0480/3.17\* SECTION 3549.** 457.20 (3) (a) of the statutes is amended to read:

19 457.20 (3) (a) The renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the  
20 department under s. 440.03 (9) (a).

21 **\*b0480/3.17\* SECTION 3550.** 458.11 of the statutes is amended to read:

22 **458.11 Expiration and renewal.** Renewal applications shall be submitted  
23 to the department on a form provided by the department on or before the applicable  
24 renewal date specified under s. 440.08 (2) (a) and shall include the applicable  
25 renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department under s.

1 440.03 (9) (a). Renewal of an appraiser certificate automatically renews the  
2 individual's appraiser license without payment of the renewal fee for the appraiser  
3 license or completion of any additional continuing education requirements that  
4 would otherwise be required for renewal of the appraiser license. Renewal  
5 applications shall be accompanied by proof of completion of the continuing education  
6 requirements in s. 458.13. Notwithstanding s. 458.06 (3) (b) 2. and (4) (b) 2., 1989  
7 stats., and s. 458.08 (3) (b) 2. and (c) 2., 1991 stats., the department may not renew  
8 a certificate that was granted under s. 458.06 (3) or (4) before May 29, 1993, unless  
9 the holder of the certificate submits evidence satisfactory to the department that he  
10 or she has successfully completed the applicable educational requirements specified  
11 in rules promulgated under s. 458.085 (1) and the department may not renew a  
12 certificate that was granted under s. 458.08 (3) before May 29, 1993, unless the  
13 holder of the certificate submits evidence satisfactory to the department that he or  
14 she has successfully completed the applicable education and experience  
15 requirements specified in rules promulgated under s. 458.085 (1) and (2).

16 **\*b0480/3.17\* SECTION 3551.** 459.09 (1) (a) of the statutes is amended to read:  
17 459.09 (1) (a) Pay to the department the applicable renewal fee specified under  
18 s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a).

19 **\*b0480/3.17\* SECTION 3552.** 459.24 (5) (a) of the statutes is amended to read:  
20 459.24 (5) (a) The renewal fee specified in s. 440.08 (2) (a) determined by the  
21 department under s. 440.03 (9) (a).

22 **\*b0480/3.17\* SECTION 3553.** 460.07 (2) (a) of the statutes is amended to read:  
23 460.07 (2) (a) The renewal fee specified in s. 440.08 (2) (a) determined by the  
24 department under s. 440.03 (9) (a).

25 **\*b0480/3.17\* SECTION 3554.** 470.045 (3) (a) of the statutes is amended to read:

1           470.045 (3) (a) A firm, partnership or corporation desiring a certificate of  
2 authorization shall submit an application to the department on forms provided by  
3 the department, listing the names and addresses of all officers and directors, and all  
4 individuals in its employment licensed to practice professional geology, hydrology or  
5 soil science in this state who will be in responsible charge of professional geology,  
6 hydrology or soil science being practiced in this state through the firm, partnership  
7 or corporation and other relevant information required by the appropriate section of  
8 the examining board. A similar type of form shall also accompany the renewal fee.  
9 If there is a change in any of these persons, the change shall be reported on the same  
10 type of form, and filed with the department within 30 days after the effective date  
11 of the change. The appropriate section of the examining board shall grant a  
12 certificate of authorization to a firm, partnership or corporation complying with this  
13 subsection upon payment of the initial credential fee specified in s. 440.05 (1)  
14 determined by the department under s. 440.03 (9) (a). This subsection does not apply  
15 to firms, partnerships or corporations exempt under s. 470.025 (3).

16           **\*b0480/3.17\* SECTION 3555.** 470.045 (3) (b) of the statutes is amended to read:

17           470.045 (3) (b) The renewal date ~~and renewal fee~~ for certificates of  
18 authorization under this section ~~are~~ is specified under s. 440.08 (2) (a), and the  
19 renewal fee for such certificates is determined by the department under s. 440.03 (9)  
20 (a).

21           **\*b0480/3.17\* SECTION 3556.** 470.07 of the statutes is amended to read:

22           **470.07 Renewal of licenses.** The renewal dates for licenses granted under  
23 this chapter are specified under s. 440.08 (2) (a). Renewal applications shall be  
24 submitted to the department on a form provided by the department and shall include  
25 the renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the department under s.

1 440.03 (9) (a) and evidence satisfactory to the appropriate section of the examining  
2 board that the applicant has completed any continuing education requirements  
3 specified in rules promulgated under s. 470.03 (2).

4 **\*b0480/3.17\* SECTION 3557.** 480.08 (3) (b) of the statutes is amended to read:

5 480.08 (3) (b) Pays the initial credential fee specified in s. 440.05 (1) determined  
6 by the department under s. 440.03 (9) (a).

7 **\*b0480/3.17\* SECTION 3558.** 480.08 (5) of the statutes is amended to read:

8 480.08 (5) EXPIRATION AND RENEWAL. The renewal date ~~and renewal fee~~ for  
9 certificates granted under this chapter, other than temporary certificates granted  
10 under sub. (7), ~~are is~~ specified under s. 440.08 (2) (a), and the renewal fee for  
11 certificates granted under this chapter, other than temporary certificates granted  
12 under sub. (7), is determined by the department under s. 440.03 (9) (a). Renewal  
13 applications shall include evidence satisfactory to the department that the applicant  
14 holds a current permit issued under s. 77.52 (9). A renewal application for an  
15 auctioneer certificate shall be accompanied by proof of completion of continuing  
16 education requirements under sub. (6).

17 **\*-1261/5.892\* \*-1267/P1.367\* SECTION 3559.** 551.32 (1) (bm) 2. b. of the  
18 statutes is amended to read:

19 551.32 (1) (bm) 2. b. The division may disclose information under subd. 1. a.  
20 to the department of ~~workforce development~~ children and families in accordance  
21 with a memorandum of understanding under s. 49.857.

22 **\*-1261/5.893\* \*-1267/P1.368\* SECTION 3560.** 551.32 (1) (bs) 1. of the statutes  
23 is amended to read:

24 551.32 (1) (bs) 1. If an applicant for the issuance or renewal of a license under  
25 this section is an individual who does not have a social security number, the

1 applicant, as a condition of applying for or applying to renew the license, shall submit  
2 a statement made or subscribed under oath or affirmation to the division that the  
3 applicant does not have a social security number. The form of the statement shall  
4 be prescribed by the department of ~~workforce development~~ children and families.

5       **\*-1261/5.894\* \*-1267/P1.369\* SECTION 3561.** 551.34 (1m) (a) 3. of the statutes  
6 is amended to read:

7       551.34 **(1m)** (a) 3. The applicant is an individual who fails to comply, after  
8 appropriate notice, with a subpoena or warrant issued by the department of  
9 ~~workforce development~~ children and families or a county child support agency under  
10 s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent  
11 in making court-ordered payments of child or family support, maintenance, birth  
12 expenses, medical expenses or other expenses related to the support of a child or  
13 former spouse, as provided in a memorandum of understanding entered into under  
14 s. 49.857. An applicant whose application is denied under this subdivision for  
15 delinquent payments is entitled to a notice and hearing under s. 49.857 but is not  
16 entitled to any other notice or hearing under this section.

17       **\*-1261/5.895\* \*-1267/P1.370\* SECTION 3562.** 551.34 (1m) (b) of the statutes  
18 is amended to read:

19       551.34 **(1m)** (b) Unless s. 551.32 (1) (bs) 1. applies to the licensee, the division  
20 shall restrict or suspend a license under this subchapter if the licensee is an  
21 individual who fails to provide his or her social security number. The division shall  
22 restrict or suspend a license under this subchapter if the licensee is an individual  
23 who fails to comply, after appropriate notice, with a subpoena or warrant issued by  
24 the department of ~~workforce development~~ children and families or a county child  
25 support agency under s. 59.53 (5) and related to paternity or child support

1 proceedings or who is delinquent in making court-ordered payments of child or  
2 family support, maintenance, birth expenses, medical expenses or other expenses  
3 related to the support of a child or former spouse, as provided in a memorandum of  
4 understanding entered into under s. 49.857. A licensee whose license is restricted  
5 or suspended under this paragraph is entitled to a notice and hearing under s. 49.857  
6 but is not entitled to any other notice or hearing under this section.

7 **\*b0184/3.11\* SECTION 3563s.** 560.031 of the statutes is amended to read:

8 **560.031 Grants for ethanol production facilities.** Notwithstanding ss.  
9 ~~560.135 (2)~~, 560.138 (2) (a), and 560.17 (3), the department may not make a grant for  
10 an ethanol production facility on which construction begins after July 27, 2005,  
11 unless a competitive bidding process is used for the construction of the ethanol  
12 production facility.

13 **\*-0304/3.8\* SECTION 3564.** 560.045 (1) of the statutes is amended to read:

14 560.045 (1) To the extent allowed under federal law or regulation, the  
15 department shall give priority in the awarding of grants under housing programs to  
16 grants for projects related to the redevelopment of brownfields, as defined in s.  
17 ~~560.60 (1v)~~ 560.13 (1) (a).

18 **\*b0184/3.12\* SECTION 3564m.** 560.12 of the statutes is repealed.

19 **\*b0195/1.1\* SECTION 3564p.** 560.125 (3) (c) of the statutes is amended to read:

20 560.125 (3) (c) The applicant pays ~~30~~ 50 percent of the eligible costs for each  
21 idling reduction unit covered by a grant under this section without the use of grants,  
22 loans, or other financial assistance from this state or from a local governmental unit  
23 in this state.

24 **\*b0195/1.1\* SECTION 3564q.** 560.125 (4) (c) (intro.) of the statutes is amended  
25 to read:

1           560.125 (4) (c) (intro.) Subject to par. (d), the department may make ~~a grant~~  
2   grants under this section from July 1, 2007, to June 30, 2011, of 70 50 percent of the  
3   eligible costs for a total of not more than the following number of idling reduction  
4   units per applicant:

5           **\*b0195/1.1\* SECTION 3564r.** 560.125 (4) (c) 6. a. of the statutes is repealed and  
6   recreated to read:

7           560.125 (4) (c) 6. a. Thirty.

8           **\*b0195/1.1\* SECTION 3564s.** 560.125 (4) (c) 7. of the statutes is renumbered  
9   560.125 (4) (c) 7. (intro.) and amended to read:

10          560.125 (4) (c) 7. (intro.) If the applicant owns and operates more than 2,500  
11   truck tractors with post-1998 diesel truck engines, 3 the greater of the following:

12          b. Three percent of the number of truck tractors with post-1998 diesel truck  
13   engines that the applicant owns and operates.

14          **\*b0195/1.1\* SECTION 3564t.** 560.125 (4) (c) 7. a. of the statutes is created to  
15   read:

16          560.125 (4) (c) 7. a. One-hundred twenty-five.

17          **\*b1179/1.21\* SECTION 3564x.** 560.126 of the statutes is created to read:

18          **560.126 Renewable energy grants and loans.** (1) The department may  
19   award a grant or make a loan from the appropriations under s. 20.143 (1) (ie) or (tm)  
20   to a business or researcher to fund any of the following projects:

21          (a) Research and development, including demonstration projects, into  
22   renewable energy technologies.

23          (b) Development of renewable energy sources and infrastructure in Wisconsin,  
24   including the conversion of nonrenewable energy sources to renewable energy  
25   sources.



1 (c) The commercial application of renewable energy technologies.

2 (d) The construction of one or more cellulosic ethanol production plants.

3 (2) (a) The department shall consider all of the following criteria to evaluate  
4 applications for a grant or loan under this section:

5 1. The extent to which the project will aid in the research, development, or use  
6 of renewable energy sources in Wisconsin.

7 2. The extent to which the project will improve the competitive position or  
8 enhance the capabilities of Wisconsin's renewable energy industries.

9 3. Whether the project is one in which Wisconsin holds a competitive advantage  
10 over other states.

11 4. The likelihood that the project will lead to the commercial application of new  
12 practices or technologies that involve the development, production, processing, or  
13 distribution of renewable energy.

14 5. The extent to which the project will use existing, surplus, or by-products of  
15 natural resources in this state.

16 6. The extent to which the project will strengthen Wisconsin's existing  
17 industries by converting wastes or by-products generated by existing industries into  
18 renewable energy.

19 7. The extent to which the project will develop technologies to increase the  
20 capacity of Wisconsin's manufacturing industries to utilize renewable energy  
21 sources.

22 (b) The department may also consider the following criteria to evaluate  
23 applications for a grant or loan under this section:

24 1. The criteria under ss. 560.602 and 560.605.

2. Whether the applicant is a small business, a minority owned business under s. 560.80 (8), a locally owned business, or a farm.

3. The geographical distribution of grants awarded and loans made under this section.

(3) A grant under this section may not exceed 50 percent of the costs of an eligible project.

(4) In consultation with the department of agriculture, trade and consumer protection, the department of natural resources, and the public service commission, the department may promulgate rules necessary to administer this section.

**\*b0184/3.13\* SECTION 3565g.** 560.13 (2) (a) (intro.) of the statutes is amended to read:

560.13 (2) (a) (intro.) Subject to subs. (4) and (5), from the ~~appropriations~~ appropriation under s. 20.143 (1) ~~(br)~~ and (qm) the department may make a grant to a person if all of the following apply:

**\*b0184/3.14\* SECTION 3566m.** 560.135 of the statutes is repealed.

**\*-0304/3.11\* SECTION 3568.** 560.14 (1) (ar) of the statutes is amended to read:

560.14 (1) (ar) "Brownfields" has the meaning given in s. 560.60 ~~(1v)~~ 560.13 (1) (a).

**\*-0304/3.12\* SECTION 3569.** 560.145 of the statutes is repealed.

**\*-0304/3.13\* SECTION 3570.** 560.147 of the statutes is repealed.

**\*-0304/3.14\* SECTION 3571.** 560.15 (2) (d) of the statutes is repealed.

**\*-0304/3.15\* SECTION 3572.** 560.16 of the statutes is repealed.

**\*-0304/3.16\* SECTION 3573.** 560.17 (1) (am) of the statutes is amended to read:

560.17 (1) (am) "Brownfields" has the meaning given in s. 560.60 ~~(1v)~~ 560.13 (1) (a).